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**COUNSEL FOR HEATHER BESTWICK  
AND WILLIAM SCOTT**

**IN THE UNITED STATES BANKRUPTCY COURT  
FOR THE NORTHERN DISTRICT OF TEXAS  
DALLAS DIVISION**

IN RE:	§	Case No. 18-30264-SGJ-11
	§	Case No. 18-30265-SGJ-11
ACIS CAPITAL MANAGEMENT, L.P.,	§	
ACIS CAPITAL MANAGEMENT GP, LLC,	§	(Jointly Administered Under Case
	§	No. 18-30264-SGJ-11)
DEBTORS	§	
	§	Chapter 11
	§	

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ACIS CAPITAL MANAGEMENT, L.P.,	§	
ACIS CAPITAL MANAGEMENT GRP, LLC,	§	
Reorganized Debtors	§	
	§	
PLAINTIFFS	§	Adversary No. 20-03060
	§	
JAMES DONDERO, FRANK	§	
WATERHOUSE, SCOTT ELLINGTON,	§	
HUNTER COVITZ, ISAAC LEVENTON,	§	
JEAN PAUL SEVILLA, THOMAS	§	
SURGENT, GRANT SCOTT, HEATHER	§	
BESTWICK, WILLIAM SCOTT, AND CLO	§	
HOLDCO, LTD.	§	
	§	
DEFENDANTS.		

**AGREED MOTION TO EXTEND DEADLINE FOR  
CERTAIN DEFENDANTS TO RESPOND TO COMPLAINT**

Plaintiffs Acis Capital Management, L.P. and Acis Capital Management GP, LLC  
(collectively, "Plaintiffs") and Defendants Heather Bestwick and William Scott (collectively

“Defendants”) file this *Agreed Motion to Extend Deadline for Certain Defendants to Respond to Complaint*, and respectfully state the following:

1. On April 11, 2020, Plaintiffs filed the *Original Complaint* [ECF No. 1] against the Defendants, among other parties.

2. On April 13, 2020, this Court issued the *Summons in an Adversary Proceeding* [ECF No. 4]. Subject to the agreement set forth in this motion, Defendants acknowledge that they have been served, conditionally on reserving all their rights (including their rights to move to dismiss for lack of personal jurisdiction).<sup>1</sup>

3. Plaintiffs and Defendants agree that Defendants’ deadline to file responsive pleadings should be extended until **June 22, 2020**.

4. Plaintiffs and Defendants submit that good cause exists for the requested extension under Federal Rule of Civil Procedure 16, made applicable in this adversary proceeding by Federal Rule of Bankruptcy Procedure 7016(a), because Defendants continue to consider the Plaintiffs’ claims and their responses to them (including as to any motion to dismiss for lack of personal jurisdiction).

5. The requested extension is not for the purpose of delay, but so that justice may be done.

Accordingly, Plaintiffs and Defendants respectfully request that the Court grant the requested extension.

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<sup>1</sup> Without prejudice to the foregoing, Defendants further state that they do not consent to the entry of final orders by the Bankruptcy Court on Count 7 of the *Original Complaint*.

Dated: May 13, 2020

Respectfully submitted,

**ROGGE DUNN GROUP, PC**

/s/ Brian P. Shaw

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*Counsel for Heather Bestwick and William  
Scott*

**CERTIFICATE OF CONFERENCE**

I certify that I conferred with Brian Shaw, counsel for the Plaintiffs, via email before filing this Motion. On May 13, 2020, he confirmed that Plaintiffs agree to the relief requested herein.

/s/ Rebecca Matsumura

Rebecca Matsumura

**CERTIFICATE OF SERVICE**

I certify that a true and correct copy of the foregoing document was served electronically by the Court's PACER system on May 13, 2020.

/s/ Rebecca Matsumura

Rebecca Matsumura